

Based upon the evidence presented, the Appeals Board makes the following findings of fact and conclusions of law:

The Award of the Administrative Law Judge sets out findings of fact and conclusions of law in detail and it is not necessary to repeat those herein. The findings and conclusions enumerated in the Award of the Administrative Law Judge are accurate and appropriate and the Appeals Board adopts same as its own findings and conclusions as if specifically set forth herein.

The Appeals Board finds that claimant is entitled to a 28 percent permanent partial disability to the body as a whole for the injuries and reflex sympathetic dystrophy suffered as a result of the injury of July 7, 1994, and the Award of the Administrative Law Judge should be affirmed.

At regular hearing, claimant requested an additional Award of past medical expenses in the amount of \$3,564.39. This issue, while raised before the Administrative Law Judge, was not addressed. The Appeals Board finds the evidence and the record supports claimant's request for the additional medical expense and same is awarded. This is in addition to the stipulated medical and hospital care paid in the amount of \$25,203.89.

AWARD

WHEREFORE, it is the finding, decision, and order of the Appeals Board that the Award of Administrative Law Judge Julie A. N. Sample dated December 23, 1997, should be, and is hereby, modified to grant claimant the additional past medical expense and in all other regards the Award of the Administrative Law Judge should be, and is hereby, affirmed.

IT IS SO ORDERED.

Dated this ____ day of June 1998.

BOARD MEMBER

BOARD MEMBER

BOARD MEMBER

c: John G. O'Connor, Kansas City, KS
Frederick J. Greenbaum, Kansas City, KS
Julie A. N. Sample, Administrative Law Judge
Philip S. Harness, Director